

March 9, 1978

LB 748, 920

While you are all voting I would like to take this opportunity to introduce Mr. and Mrs. Franklin Hefner and their daughter Deanne of Coleridge, Nebraska. Mr. Hefner is the brother of Senator Elroy Hefner. Would you please welcome them to the Legislature. Senator Savage is voting aye. Record.

CLERK: Senator Savage voting aye. 27 ayes, 0 nays on the motion to advance.

PRESIDENT: LB 748 is advanced. The next bill is LB 920.

CLERK: Mr. President, LB 920 is a bill introduced by the Judiciary Committee (read bill).

PRESIDENT: The Chair recognizes Senator Barnett.

SENATOR BARNETT: This piece of legislation comes from the criminal review. Do I have to adopt the amendment? Is the amendment the bill?

CLERK: Well the amendment inserts a new section two. It doesn't become the whole bill from what I am looking at.

SENATOR BARNETT: Actually the purpose of 920 is to set out a bill or a piece of legislation that you can use to amend the criminal code if you have some other portions of the bill... of the criminal code that you would like to have amended, as I told Senator Duis. The intent, as you can see in the intent of the committee report, it states that. LB 920 is a vehicle in which to insert various clean-up provisions of the criminal code. The amendment that was brought to the attention of the Judiciary Committee by the oversight committee is relating to littering from a Class IV to a Class V misdemeanor. Those of you that are interested in the littering laws, what we did is we got a Class IV misdemeanor in here which is a penalty of up to \$500 with a minimum of \$100. What we do is take it back to what it was originally stated in the laws, and the way you have set out your penalty structure, the amendment would be a Class V misdemeanor. I first of all would like to move for the adoption of the committee amendment which is in the litter section, Mr. President, and then we will go to the other amendment. The total bill.

SENATOR SAVAGE: Are there...is there any further discussion? Senator Richard Lewis.

SENATOR R. LEWIS: Mr. President, I would like to ask Senator Barnett a question please.

SENATOR SAVAGE: Will you respond, Senator Barnett?

SENATOR BARNETT: Yes.

SENATOR R. LEWIS: Senator Barnett, as I understand your explanation you are reducing the penalty back to what it formerly was.

SENATOR BARNETT: That is correct.

SENATOR R. LEWIS: Thank you.

SENATOR SAVAGE: Any further discussion? Seeing none the question

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